

SENATE BILL 2402

By Kyle

AN ACT to amend Tennessee Code Annotated, Title 39,  
Chapter 13, Part 1, relative to certain domestic  
violence offenses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-13-111, is amended by deleting subsection (d) and substituting instead the following:

(d) In addition to any other sentence required for a violation of this section, the sentencing judge shall direct the defendant to complete a drug or alcohol treatment program or available counseling programs that address violence and control issues including, but not limited to, a batterer's intervention program that has been certified by the domestic violence state coordinating council. Completion of a noncertified batterer's intervention program shall only be ordered if no certified program is available in the county where the offense occurred. No batterer's intervention program, certified or noncertified, shall be deemed complete until the full term of the program is complete, and a judge shall not permit a defendant to attend less than the full term of a program as part of a plea agreement or otherwise. The defendant's knowing failure to complete such an intervention program shall be considered a violation of the defendant's sentence and the sentencing judge may revoke the defendant's participation in the program and order execution of the remainder of any sentence not served at the time of the violation.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it and shall apply to defendants committing domestic assault on or after that date.